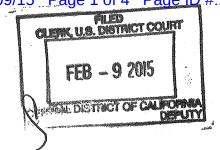
RODRIGO DECASAS
Patient No.: 298-9
Coalinga State Hospital
P.O. Box 5003
Coalinga, CA 93210-5003

Plaintiff in Pro Se



UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

RODRIGO DECASAS,

Plaintiff,

Vs.

WONG, Supervising Deputy Los Angeles
County Public Defender,

Defendant.

6.415-919 NT €

MOTION TO FILE CIVIL RIGHTS
COMPLAINT IN FORMA PAUPERIS
WITHOUT BEING SUBJECT TO PRISON LAW
REFORM ACT

The Plaintiff respectfully submits this Motion to Proceed in *Forma Pauperis* without being subject to the Prison Law Reform Act.

I. Statement of Facts

Plaintiff is *not* a Prisoner. Plaintiff is a civil detainees held pursuant to California's Sexually Violent Predator Act¹.

Plaintiff is indigent as he earned and received average monthly incomes of less than \$ 300 per month (for the past 3 years).

II. Argument

Plaintiff is not Prisoners for Purposes of PLRA

Plaintiff is not a "prisoner"; but rather are civil detainees held pursuant to California civil commitment legislation. Consequently the PLRA does not apply to Plaintiff as this court has determined that "it is clear from the express language of [the PLRA] that [its] requirements apply only to prisoners." (*Page v. Torrey* (9th Cir. 2000) 201 F.3d 1146, 1139)

III. Conclusion

Due to the Plaintiff being indigent and due to his not being subject to the PLRA, Plaintiff respectfully submits that he should be permitted to file their Civil Rights Complaint without being subject to paying the filing fee.

¹ California's welfare and Institutions Code §6600, et. seq.

Dated: <u>Jan. 22, 2015</u>

Respectfully Submitted,

hourge de losor
Plaintiff in Pro Se

UNITED STA	ATES DISTRICT COURT
Central District	of <u>CALIFORNIA</u>
RODRIGO DECASAS, Plaintiff, Vs.	APPLICTION TO PROCEED WITHOUT PREPAYMENT OF FEES AND AFFIDAVIT
WONG, Supervising Deputy Los Angeles County Public Defender, Defendant.	CASE NUMBER:
I, RODRIGO DECASAS petitioner/plaintiff/movant other	declare that I am the (check appropriate box)
in the above-entitled proceeding; that in support of n 28 USC §1915 I declare that I am unable to pay the c sought in the complaint/petition/motion.	ny request to proceed without prepayment of fees or costs under costs of these proceedings and that I am entitled to the relief
In support of this application, I answer the following	questions under penalty of perjury:
Are you currently incarcerated □ Yes I am presently a patient in a mental hospital and am n If "Yes," state the place of your incarceration N/	ot a prisoner
Are you employed at the institution? <u>N/A</u>	Do you receive any payment from the institution? N/A
	ur incarceration showing at least the past six months'
2. Are you currently employed? ☐ Yes ♠No	
a. If the answer is "Yes," state the amount of your name and address of your employer.	take-home salary or wages and pay period and give the
Approximate date of last employment: 1994 Approximate	te monthly wage \$ 2000 -3000 Name of Last employer
Do not Remember moves of employers 3. In the past 12 months have you received any mone	I worked as a construction worker, by from any of the following sources?
 a. Business, profession or other self-employment b. Rent payments, interest or dividends c. Pensions, annuities or life insurance payments d. Disability or workers compensation payments e. Gifts or inheritances f. Any other gayments 	□ Yes 🙀 No

□ No

f. Any other sources

If the answer to any of the above is "Yes," describe, on the following page, each source of money and state the amount received and what you expect you will continue to receive. I receive approximately \$12.50 per month from the hospital within which I am a patient.		
4.	Do you have any cash or checking or savings accounts?	
	If "Yes," state the total amount.	
5.	Do you own any real estate, stocks, bonds, securities, other financial instruments, automobiles or any other thing of value? Yes No	
	If "Yes," describe the property and state its value.	
	List the persons who are dependent on you for support, state your relationship to each person and indicate how much you contribute to their support.	
I d	eclare under penalty of perjury that the above information is true and correct.	
丁(an. 22, 2015 Rolligo de colot	
	Date Signature of Applicant	

NOTICE TO PRISONER: A prisoner seeking to proceed IFP shall submit an affidavit stating all assets. In addition, a prisoner must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.